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7 FLORINDA IZAZAGA CARDENAS,
8 Plaintiff,
9 v.
10 COUNTY OF NAPA,
11 Defendant.

Case No. [24-cv-04248-DMR](#)

**ORDER DENYING DEFENDANT'S
MOTION TO DISMISS AS MOOT**

Re: Dkt. No. 9

12 The court is in receipt of Defendant County of Napa's motion to dismiss Plaintiff Florinda
13 Izazaga Cardenas's complaint, which is set for hearing on September 26, 2024. [Docket No. 9.]
14 Pursuant to Federal Rule of Civil Procedure 15(a)(1)(B), Plaintiff properly filed a first amended
15 complaint against Defendant on August 23, 2024. [Docket No. 12.] Accordingly, Defendant's
16 motion to dismiss the original complaint is denied as moot. The September 26, 2024 hearing on
17 the motion is vacated.

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19 **IT IS SO ORDERED.**

20 Dated: September 9, 2024

